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AUG 0 9 2005

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FACSIMILE TRANSMISSION

August 9, 2005

TO:

U.S. PATENT AND TRADEMARK OFFICE

ATTN:

Examiner Hung Q. Pham

FAX NO.:

571-273-8300

TELEPHONE:

FROM:

Stephen T. Boughner

RE:

NOTICE OF APPEAL WITH TWO MONTH OF EXTENSION OF TIME

SERIAL NO.: 09/825,403OUR DOCKET: 10003507-2 (1673.1039)

NO. OF PAGES (Including this Cover Sheet) 2

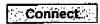
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COMMENTS:

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AGILENT TECHNOLOGIES, INC. Legal Department, DL429 Intellectual Property Administration P. O. Box 7599 Loveland, Colorado 80637-0599



ATTORNEY DOCKET NO. 10003507-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Kenneth W. Shrum, et al.

RECEIVED **CENTRAL FAX CENTER**

Serial No.: 09/825,403

Examiner: Hung Q. Pham

Filing Date: April 3, 2001

Group Art Unit: 2172

AUG 0 9 2005

Title: INTERNET SERVER SYSTEM TEST AND MEASUREMENT

COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria VA 22313-1450

> NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner , rejecting the following claims dated, March 10, 2005

The fee for this Notice of Appeal (37 CFR 1.17(b)) is \$500.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply. Fill (a) Applied the both profitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total

	onths checked be		(,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
	one month two months three months four months	\$ 120.00 \$ 450.00 \$1020.00 \$1590.00	
□ T	he extension fee	has already been filled in this ap	pplication.
made	cant believes that to provide for the e for extension of	possibility that applicant has ina	However, this conditional petition is being dvertently overlooked the need for a petition
Diago cham	e to Denosit Acc	ount 50-1078 the sum of 950	At any time during the pendency of this

application, please charge any fees required or credit any overpayment to Deposit Account 50-1078 pursuant to 37 CFR 1.25.

A duplicate copy of this transmittal letter is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.				
Date of Deposit:	OR			
I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.				
Date of Facsimile:				

Kenneth VV. Shrum, et al. Ву

> Stephen T. Boughner Attorney/Agent for Applicant(s)

Reg. No. 45,317

Respectfully submitted,

Date: August 9, 2005

Telephone No. 202-434-1500

Signature: 08/10/2005 NNGUYEN1 00000018 501078 09825403

01 FC:1401 500.00 DA

Typed Name:

08/10/2005 NNGUYENI, 00000018,501078 09825403

02 FC:1252

450.00 DA